

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY

ADMINISTRATIVE ORDER NO. 4.607-7/12*

IN RE: MISDEMEANOR IN-CUSTODY CASES

Due to the rising cost associated with housing inmates, the criminal justice stakeholders met to develop a procedure to save taxpayer dollars, maximize resources and increase efficiency. Additionally, it is anticipated that this procedure will assist with reducing the jail population.

NOW, THEREFORE, pursuant to the authority conferred by Florida Rule of Judicial Administration 2.215, it is **ORDERED** as follows:

1. **NEXT DAY RETURNS AND/OR FAILURES TO APPEAR**

Effective **July 16, 2012**, all next day returns and/or failure to appear misdemeanants, except those set forth in paragraph 2 below, shall be brought before the assigned divisional judge the next business day following their arrest. In the event, the divisional judge is out of the office, the defendant shall be brought before the alternate judge. In the event, both the divisional judge and alternate judge are out of the office, the Palm Beach County Sheriff's Office shall contact the Administrative Judge of the County Criminal Division to determine which judge the defendant shall be brought before.

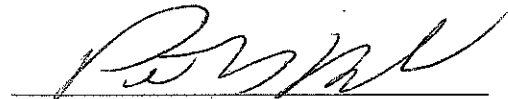
The above procedure shall apply unless the warrant specifically indicates that the defendant shall be brought before the divisional judge only. If the warrant specifically states that the defendant shall appear before the divisional judge and he/she is out of the office, the defendant shall appear before first appearance judge at Criminal Justice Complex. **Based upon the unavailability of the judge who issued the warrant, the presiding first appearance judge shall have discretion to consider bond modification.** As defined in Administrative Order 4.606, defendants shall not be transported to the North and South Annexes. Therefore, these defendants shall appear before a judge for first appearance located at the Criminal Justice Complex.

2. **MISDEMEANOR VIOLATION OF PROBATION HEARINGS**

With the exception of cases assigned to the North, South, and Belle Glade courthouses, all VOP misdemeanor in-custody hearings shall be heard by the **divisional judge on the next business day following the defendant's arrest. In the event the**

divisional judge is not available, the defendant shall be brought to the Criminal Justice Complex, Gun Club Road. As defined in Administrative Order 4.606, those defendants who have cases assigned to the North and South courthouses shall be brought to the Criminal Justice Complex, Gun Club Road. Cases assigned to Belle Glade shall be brought to the West County Courthouse, State Road 80.

DONE AND SIGNED in Chambers, at West Palm Beach, Palm Beach County, Florida
this 12 day of July, 2012.



Peter D. Blanc
Chief Judge

*supersedes admin order no. 4.607-7/09